

**AMENDED
APPLICATION FOR PERMIT**

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

JAN 26 1960

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed.....

The applicant.....Clyde C. Cree, Bob Richardson, Judge E. Gates, Sr. of Box 74, Death Valley Junction, County of Inyo, State of California, hereby make **S** application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Clyde C. Cree, Bob Richardson, Judge E. Gates, Sr.(Partnership)

1. The source of the proposed appropriation is.....Fairbanks Spring
Name of stream, lake or other source.
2. The amount of water applied for is.....6.....second-feet.
One second-foot equals 448.83 gals. per min.
- (a) If stored in reservoir give number of acre-feet..... acre-feet.
3. The water to be used for.....Mining and milling
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
- (a) Irrigation (state number of acres to be irrigated).....
- (b) Stockwater (state number and kinds of animals to be watered).....
- (c) Other use (describe fully under "No. 11. Remarks").....
- (d) Power:
- (1) Horsepower developed.....
- In the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 9, T. 17 S., R. 50 E.M.D.B.M.
- (2) Point of return of water to stream...Nye County Nevada, on the Fairbanks Placer Claim, at a point S. 75° E 50 ft. from the point of diversion.
5. The water is to be diverted from its source at the following point: At a point in the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, section 9, T. 17 S., R. 50 E, M.D.B.M., Nye County Nevada,
Describe as being within a 10-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
from which the southwest corner of said section 9 bears S 63° 00' 03" W it should be stated 3628.45 ft. (Surveyed).
6. Place of use...In the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 9, T. 17 S., R. 50 E
Describe by legal subdivision, if on unsurveyed land it should be so stated.
- Nye County Nevada, on the Fairbanks Placer Claim, at a point S. 75° E 50 ft. from the point of diversion.
7. Use will begin about Jan 1st.....and end about Dec 31st....., of each year.
Month Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Gravity flow through pipes to mill site.
- State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works..... \$75,000.00

10. Estimated time required to construct works..... 2 years

11. Remarks..... Mining by extracting minerals and metals from water

..... Processed water leaving mill will not be contaminated and will
be safe for use for irrigation and stock.....

Partnership
s/ Clyde C. Cree

Compared....HS/LB..... kb/amd..... Applicant.s/ Judge E. Gates, Sr.
Protested July 8, 1960 by Ash Meadows, Inc. s/ Bob Richardson
& George Swink..... By.....

DENIAL..... OF STATE ENGINEER

deny

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the
~~following limitations and conditions:~~

on the grounds that its granting would tend to impair the value of
existing rights and would be detrimental to the public welfare.....

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and
not to exceed..... cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

Recorded..... Bk..... Page.....

218 (Rev.)

See Ruling 5&1.

WITNESS MY HAND AND SEAL this..... 10th..... day

of..... January....., 1963.....

State Engineer,

Eduardo DePietro